

**No. 9/4/87-6Lab./4952.**—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s. Haryana State Ware House, Garaunda.

**BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD**

**Reference No. 65/1984**

*between*

**SHRI RATI RAM, WORKMAN, S/O SHRI UDAMI RAM V. NIMBARI TEHSIL PANIPAT AND THE MANAGEMENT OF M/S. HARYANA STATE WARE HOUSE, GARAUNDA.**

**Present :**

Shri Balinder Singh, A. R. for the workman.

Shri Jagbir Badhana, A. R. for the management.

### **AWARD**

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Rati Ram workman and the Management of M/s Haryana Warehouse, Garaunda to this Tribunal for adjudication:—

Whether the termination of service of Shri Rati Ram is justified and in order? If not, to what relief is he entitled? .

2. Notices were issued to the parties who appeared.

3. The case of the petitioner is that he was employed as sweeper with effect from 14th December, 1979 with the respondent-management and continuously worked there but the respondent illegally chose to terminate his service on 22nd May, 1982. An *ex parte* award was passed against the Management on 1st April, 1985 by my predecessor Shri R. N. Batra. Later on on the application of the Management the *ex parte* award was set aside on 20th February, 1986.

4. The management contested the claim of the petitioner. It was *inter alia* pleaded that Rati Ram has abandoned the job of his own accord by absenting himself from duty.

5. On the pleadings of the parties, issues were settled and both the parties have led their evidence.

6. Happily the parties have amicably settled the dispute. The statement of Rati Ram Petitioner and that of Shri Balinder Singh, Authorised Representative for the workman and that of Shri Jagbir Badhana, Authorised Representative for the Management has been reduced into writing today regarding settlement.

7. In view of the settlement between the parties, the Management has agreed for reinstatement of Rati Ram with effect from 25th May, 1987 without payment of back wages but continuity of his past service. It has been agreed between the parties that the workman shall be treated as on leave without pay with effect from 22nd June, 1982 till the date of reinstatement,

8. In view of the settlement between the parties no point survives for adjudication. However, it is directed that the parties shall abide by the terms of statement made by them today. The award is passed accordingly.

Dated the 18th May, 1987.

**S. B AHUJA,**  
Presiding Officer,  
Industrial Tribunal Haryana,  
Faridabad.

Endst. No. 587, dated the 30th May, 1987

Forwarded (four copies) to the Financial Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947.

**S. B AHUJA,**  
Presiding Officer,  
Industrial Tribunal Haryana,  
Faridabad.